

**UNITED STATES OF AMERICA** : **DATE FILED:** \_\_\_\_\_

**v.** : **CRIMINAL NO.:** \_\_\_\_\_

**KIM SCOTT** : **VIOLATIONS: 18 U.S.C. § 1033(b)(1)(A)**  
**(insurance fraud - 1 count)**  
**18 U.S.C. § 1343 (wire fraud - 1 count)**

7. CompServices was a for profit business corporation with offices in Philadelphia, Pennsylvania and elsewhere.

8. ACIC was engaged in the business of underwriting and selling workers' compensation insurance in Pennsylvania and New Jersey.

9. Workers' compensation insurance provides insurance coverage to employers against claims from injured employees.

10. CompServices was engaged in providing workers' compensation insurance claims administration, and medical management services, for self-insured clients and for ACIC.

11. CompServices was authorized to act as an agent on ACIC's behalf in processing and settling claims filed against ACIC.

12. CompServices provided services to ACIC that were necessary and incidental to writing workers' compensation insurance policies.

13. All claims and claim related expenses paid by CompServices on ACIC's behalf were paid out of ACIC's funds.

14. The amount paid by CompServices on any claim filed by an insured affected the calculation of the premium charged by ACIC to that insured in the subsequent policy year.

15. IBC, AmeriHealth, Inc., ACIC and CompServices were engaged in the business of insurance.

16. IBC, AmeriHealth, ACIC and CompServices were engaged in activities that affected interstate commerce.

17. Between on or about September, 2002 and on or about October 5, 2003, defendant **KIM SCOTT** obtained a temporary position as a Claims Adjuster with CompServices. She

obtained this position through Temporary Claims Professionals, and as a temporary employee of CompServices was its agent, and an agent of ACIC.

18. On or about October 6, 2003, defendant **KIM SCOTT** was hired by CompServices as a Senior Claims Adjuster. Between on or about October 6, 2003 and on or about September 20, 2004, defendant **KIM SCOTT** was acting as an employee of CompServices, and was its agent, and was an agent of ACIC.

19. Defendant **KIM SCOTT**'s duties at CompServices included processing initial payments to workers' compensation insurance claimants, payments for disability related expenses of ACIC claimants, and payments to doctors and lawyers involved in the claim resolution process.

#### **THE SCHEME**

20. Defendant **KIM SCOTT** submitted check authorization forms to her supervisors at CompServices requesting that checks be issued to individuals who were not due any payment, or who were fictitious.

21. Once the requested check was issued by CompServices, defendant **KIM SCOTT** forged the real or fictitious payee's signature on the back of the check, and without authorization, deposited it into her own personal bank accounts, or the personal bank account of a relative or friend to which she had access.

22. Defendant **KIM SCOTT** obtained approximately 117 checks as described in paragraphs 20 and 21. By depositing approximately 115 of these checks in her personal checking accounts, or the account of a relative or friend, she thereby misappropriated money, funds, premiums, credits, and other property of ACIC in the approximate amount of \$266,130.

23. From on or about March 17, 2003 to on or about September 20, 2004, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

**KIM SCOTT,**

being an employee of CompServices, and as such its agent, and as such an agent of ACIC, organizations engaged in the business of insurance whose activities affect interstate commerce, willfully embezzled, abstracted, purloined, and misappropriated money, funds, premiums, credits, and other property of ACIC in the approximate amount of \$266,130.

In violation of Title 18, United States Code, Section 1033(b)(1)(A).

## **COUNT TWO**

### **THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraphs 1 through 22 of Count One are realleged here.
2. From on or about March 17, 2003 to on or about September 20, 2004, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

### **KIM SCOTT**

devised and intended to devise a scheme to defraud, and to obtain money and property by means of false and fraudulent pretenses, representations and promises, from ACIC in the approximate amount of \$266,130.

### **THE SCHEME**

3. Defendant **KIM SCOTT** caused checks to be issued payable to “Stokes & Stokes,” a fictitious entity created by defendant **KIM SCOTT**. One such check was issued on or about September 8, 2004, after defendant **KIM SCOTT** submitted a check request verification form fraudulently requesting the issuance of a check in the amount of \$2,000 payable to Kevin Stokes, c/o Stokes & Stokes, related to services allegedly rendered for workers’ compensation claimant B.C.

4. On or about September 9, 2004, after the check payable to Stokes & Stokes was issued by CompServices, defendant **KIM SCOTT** caused the check to be deposited in her personal bank account at Wachovia Bank.

5. On or about September 10, 2004, defendant **KIM SCOTT** received a telephone call from the Loss Management Division of Wachovia Bank in Charlotte, North Carolina inquiring about her authority to negotiate this check, as well as two other checks payable to

Stokes & Stokes, and a check payable to James A. Bennett that she similarly unlawfully and fraudulently obtained from CompServices.

6. On or about September 10, 2004, in the Eastern District of Pennsylvania, defendant

**KIM SCOTT,**

for the purpose of executing the scheme devised above, transmitted and caused to be transmitted by means of wire communication in interstate commerce, a writing, sign and signal, that is, a facsimile transmission from Philadelphia, Pennsylvania to Charlotte, North Carolina, which purported to be from Kenneth Scott, Esquire, a fictitious person, of the law office of Stokes & Stokes, P.C., a fictitious entity, stating that defendant **KIM SCOTT** was authorized to negotiated checks payable to Stokes & Stokes.

In violation of Title 18, United States Code, Section 1343.

**A TRUE BILL:**

---

**FOREPERSON**

---

**PATRICK L. MEEHAN**  
**United States Attorney**